AO 120 (Rev. 3/04)

TO:

## Commissioner of Trademarks P.O. Box 1451 Alexandria, VA 22313-1451 ATTN: TTAB

## REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been

| filed in the U.S. I     | District Court Southern Distri   | ict of New York on the following Patents or Patents or Patents or |
|-------------------------|----------------------------------|---|
| DOCKET NO.              | DATE FILED                       | U.S. DISTRICT COURT   |
| 13-CV-0953 (DLC)        | 2/11/2013                        | 500 Pearl Street New York, NY 10007                               |
| PLAINTIFF               |                                  | DEFENDANT   |
| VIBER MEDIA, INC.       |                                  | RATES TECHNOLOGY INC.   |
|                         |                                  |   |
|                         |                                  |   |
|                         |                                  |   |
|                         | T T T OR D A STELLT              |   |
| PATENT OR               | DATE OF PATENT                   | HOLDER OF PATENT OR TRADEMARK                                     |
| TRADEMARK NO.           | OR TRADEMARK                     |   |
| 1 5,425,085             | 6/13/1995                        | Rates Technology Inc.   |
| <u> </u>                |                                  |   |
| 2 5,519,769             | 5/21/1996                        | Rates Technology Inc.   |
| <u> </u>                |                                  |   |
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| 4                       |                                  |   |
|                         | <del>-</del>                     |   |
| 5                       |                                  |   |
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|                         |                                  |   |
| In the ab               | ove-entitled case, the following | patent(s)/ trademark(s) have been included:                       |
|                         |                                  |   |
| DATE INCLUDED           | INCLUDED BY                      | nendment Answer Cross Bill Other Pleading                         |
|                         |                                  | nendment Answer Cross Bill Other Pleading                         |
| PATENT OR               | DATE OF PATENT                   | HOLDER OF PATENT OR TRADEMARK                                     |
| TRADEMARK NO.           | OR TRADEMARK                     |   |
| 1                       |                                  |   |
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| In the ab               | ove-entitled case, the following | decision has been rendered or judgement issued:                   |
| DECISION/JUDGEMENT      |                                  |   |
| INCISION/IODGEMENT      |                                  |   |
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| CLERK                   | (B,                              | Y) DEPUTY CLERK DATE  |
| Ruby Krajick $2/(4/13)$ |                                  |   |
| Trusy Eligien           |                                  |   |